

ORDINANCE 1518

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, AMENDING NORTH BEND MUNICIPAL CODE CHAPTER 19.05 DESIGN AND CONSTRUCTION STANDARDS FOR STREETS TO MODIFY THE RESIDENTIAL LOW IMPACT DEVELOPMENT STREET STANDARD

WHEREAS, the City of North Bend provides regulations pertaining to the design and construction of streets in North Bend Municipal Code (NBMC) Chapter 19.05 Design and Construction Standards for Streets; and

WHEREAS, NBMC 19.20.020(I) establishes minimum planning and design standards for Residential Local Streets utilizing Low Impact Design, integrating stormwater within the rights-of-way; and

WHEREAS, the Council wishes to amend NBMC 19.20.020(I) to add additional paved width within the roadway for an additional parking lane; and

WHEREAS, the City issued a State Environmental Policy Act (SEPA) Determination of Non-Significance (DNS) for the draft amendments to NBMC 19.20.020(I) on February 12, 2014 and received no comments on the SEPA DNS; and

WHEREAS, the draft amendments were submitted to the Washington Department of Commerce for review on February 12, 2014; and

WHEREAS, the Planning Commission reviewed the draft amendments and held a public hearing on the amendments on February 27, 2014; and

WHEREAS, following the public hearing on February 27, 2014, the Planning Commission recommended approval of the amendments to NBMC 19.05.020(I) as provided on the attached Exhibit B; and

WHEREAS, the City Council finds that the City followed procedural requirements of NBMC Chapter 20.08 to notify and advertise amendments of the Code to the public and interested agencies and pursuant to this, the Planning Commission and subsequently the City Council considered all written and verbal comments received during their respective processes;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:**

Section 1. The City Council adopts the amendments to NBMC 19.05.020(I), attached hereto as Exhibit A.

Section 2. Severability: Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date: This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 4TH DAY OF MARCH, 2014.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Michael R. Kenyon, City Attorney

Published: March 12, 2014
Effective: March 17, 2014

ATTEST/AUTHENTICATED:

Susie Oppedal, City Clerk